

CERTIFICATION OF ENROLLMENT

ENGROSSED SENATE BILL 6198

Chapter 21, Laws of 2001

57th Legislature
2001 Second Special Session

CIGARETTE TAX CONTRACTS

EFFECTIVE DATE: 9/20/01

Passed by the Senate June 19, 2001
YEAS 41 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House June 20, 2001
YEAS 81 NAYS 2

FRANK CHOPP

**Speaker of the
House of Representatives**

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved July 13, 2001

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SENATE BILL 6198** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK

Secretary

FILED

July 13, 2001 - 3:12 p.m.

**Secretary of State
State of Washington**

ENGROSSED SENATE BILL 6198

Passed Legislature - 2001 Second Special Session

State of Washington 57th Legislature 2001 Second Special Session

By Senators Prentice, Deccio, B. Sheldon, Honeyford, T. Sheldon,
Jacobsen and Rasmussen

READ FIRST TIME 06/08/2001. HELD AT THE DESK. 06/15/2001. UNDER
SUSPENSION OF THE RULES, PLACED ON SECOND READING CALENDAR.

1 AN ACT Relating to contracts concerning the sale of cigarettes; and
2 amending RCW 43.06.---

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 43.06.--- and 2001 c 235 s 3 are each amended to read
5 as follows:

6 (1) The governor is authorized to enter into cigarette tax
7 contracts with the Squaxin Island Tribe, the Nisqually Tribe, Tulalip
8 Tribes, the Muckleshoot Indian Tribe, the Quinault Nation, the
9 Jamestown S'Klallam Indian Tribe, the Port Gamble S'Klallam Tribe, the
10 Stillaguamish Tribe, the Sauk-Suiattle Tribe, the Skokomish Indian
11 Tribe, the Yakama Nation, the Suquamish Tribe, the Nooksack Indian
12 Tribe, the Lummi Nation, the Chehalis Confederated Tribes, and the
13 Upper Skagit Tribe. Each contract adopted under this section shall
14 provide that the tribal cigarette tax rate be one hundred percent of
15 the state cigarette and state and local sales and use taxes within
16 three years of enacting the tribal tax and shall be set no lower than
17 eighty percent of the state cigarette and state and local sales and use
18 taxes during the three-year phase-in period. The three-year phase-in
19 period shall be shortened by three months each quarter the number of

1 cartons of nontribal manufactured cigarettes is at least ten percent or
2 more than the quarterly average number of cartons of nontribal
3 manufactured cigarettes from the six-month period preceding the
4 imposition of the tribal tax under the contract. Sales at a retailer
5 operation not in existence as of the date a tribal tax under this
6 section is imposed are subject to the full rate of the tribal tax under
7 the contract. The tribal cigarette tax is in lieu of the state
8 cigarette and state and local sales and use taxes, as provided in RCW
9 43.06.---(3) (section 2, chapter 235, Laws of 2001).

10 (2) A cigarette tax contract under this section is subject to RCW
11 43.06.--- (section 2, chapter 235, Laws of 2001).

Passed the Senate June 19, 2001.

Passed the House June 20, 2001.

Approved by the Governor July 13, 2001.

Filed in Office of Secretary of State July 13, 2001.